



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vinginia 22313-1450 www.usplu.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/635,919

08/06/2003

Claudius Zeiler

5858-00800

Conley Rose, P.C. P.O. Box 684908 Austin, TX 78768-4908



CONFIRMATION NO. 8849 FORMALITIES LETTER *OC00000013389635*

Date Mailed: 07/30/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1030 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

09/28/2004 EHAILE1 00000018 503268 10635919

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



§

§

§

§

In re Application of:

Zeiler et al.

Serial No. 10/635,919

Filed: August 6, 2003

For: IMPLANT PLATE, METHOD AND

ARRANGEMENT FOR THE SEMI OR \$
TOTALLY AUTOMATIC PRODUCTION \$
OF IMPLANT PLATES AND THE USE \$
THEREOF IN SURGICAL AND/OR \$

ORTHOPAEDIC PROCEDURES

Group Art Unit: Unknown

Examiner: Unknown

Attorney Docket No. 5858-00800

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, on the date

indicated below:

September 24, 2004

Date

RESPONSE TO NOTICE TO FILE MISSING PARTS UNDER 37 C.F.R. § 1.53(b)

§ §

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(b), mailed July 30, 2004, there is enclosed herewith:

- A combined Declaration and Power of Attorney executed by the inventors;
- A certified copy of the priority document including an accurate English translation;
- A copy of Notice to File Missing Parts of Application Filing Date Granted; and
- A return postcard to acknowledge receipt of these materials. Please stamp and return this postcard to the undersigned.

Please address all correspondence in connection with this application to: Customer No. 35617

The Commissioner is authorized to charge required fees or credit any overpayment to Conley Rose, P.C. Deposit Account No. 50-3268/5858-00800.

Respectfully/submitted,

Kevin L. Daffer Reg. No. 34,146

ATTORNEY FOR APPLICANT(S)

Conley Rose, P.C. P. O. Box 684908 Austin, Texas 78768-4908 Ph: (512) 476-1400

Date: September 24, 2004